



State of Utah

**Department of
Natural Resources**

MICHAEL R. STYLER
Executive Director

**Division of
Oil, Gas & Mining**

JOHN R. BAZA
Division Director

JON M. HUNTSMAN, JR.
Governor

GARY R. HERBERT
Lieutenant Governor

March 31, 2006

CERTIFIED RETURN RECEIPT
7004 2510 0004 1824 7531

Matt Carter
Timberline Rock Pit, LLC
334 North Marshall Way, Suite A
Layton, Utah 84041

Subject: Final Assessment for Cessation Order, MC-2005-01-18(part 1 of 2), Timberline Rock Pit, LLC, Timberline Rock Pit Mine, S/049/053, Utah County, Utah

Dear Mr. Carter:

On February 17, 2006, the Division sent you the proposed reassessment, via Certified Mail, associated with the above-referenced Cessation Order. Under rules R647-7-106 & R646-7-107 you are allowed 30 days from the receipt of the proposed assessment to request a conference or hearing to review the fact of the violation or assessment. Our records indicate that you actually received the reassessment on February 21, 2006.

If you wanted to appeal the fact of the Cessation Order or request a review of the proposed penalty assessment, that conference or hearing should have been requested on or before March 23, 2006. No request has been made; therefore, under R647-7-108 the opportunity to appeal is past and the proposed assessment is now considered final.

The penalty in the amount of \$396 is now due and payable. Please remit payment to the Division, mail c/o Vickie Southwick. Failure to provide the required payment within 30 days may result in civil action in the appropriate district court.

Thank you for resolving this situation. Please call me at (801) 538-5325 if you have any questions.

Sincerely,

Daron R. Haddock
Assessment Officer

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P. S. We have yet to receive your payment for violation part 2 of 2. This payment is past due and being turned over to the Attorney Generals office for further action. Please remit payment as soon as possible to avoid further action.

DRH:vs
Enclosure: Worksheet
cc: Vicki Bailey, Accounting
Vickie Southwick, Exec. Sec.
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